

**YADKIN COUNTY BOARD OF COMMISSIONERS
REGULAR MINUTES
MARCH 1, 2007**

The Yadkin County Board of Commissioners met in Regular Session on Thursday, March 1, 2007 at 9:00 a.m., in the Yadkin County Human Services Building (Commissioner's Meeting Room), 217 East Willow Street, Yadkinville, NC.

Present were:

Chair Kim Clark Phillips
Vice Chairman Tommy Garner
Brady Wooten
Joel Cornelius
Chad Wagoner

Staff present: Interim County Manager and Interim Clerk to the Board Eric Williams, County Attorney James Graham, Assistant to the Manager Scarlett Huffman.

CALL TO ORDER by Chair Phillips

Chair Phillips recognized the birthdays of Commissioner Cornelius on March 1, Mr. Graham on March 2, Commissioner Wagoner on March 4 and Commissioner Garner on March 12 as well as the retirement of Agriculture Extension Director Jack Loudermilk on February 28.

INVOCATION by Commissioner Cornelius

PLEDGE OF ALLEGIANCE by Chair Phillips

ADJUSTMENTS TO THE AGENDA

Motion by Commissioner Wooten to approve the agenda with the following adjustments:

- Health Director Mike Reavis to recommend appointees to the Family Planning Advisory Board
- Recognition to Jack Loudermilk for 24 years of service
- Some additions to Manager Comments

Motion was seconded by Commissioner Garner.

Vote: 5-0

PUBLIC COMMENTS

Chair Phillips extended the invitation for public comments to which there was no response.

APPROVAL OF MINUTES

Motion was made by Commissioner Cornelius to approve the minutes of the February 19th Regular Meeting with the following adjustments:

- Chair Phillips requested meeting "break" be referred to as "recess," and the time of said recess be recorded.
- Chair Phillips noted the misspelling of Mr. Victor Seiders's name.

- Chair Phillips desired further details concerning the process and procedure as it related to the new Parallel Conditional Use Ordinance provisions.
- Chair Phillips desired clearer language regarding the recommending responsibilities of the Planning Board, v/s the “Quasi-judicial” nature of the Board of Adjustment and, finally, that ultimate County legislative authority rested with the Board of Commissioners.
- Commissioner Cornelius stated that the motion to discuss issue of a three bid minimum for projects and services had been made by Commissioner Wooten and seconded by him, and the subsequent vote should state 1-4 (Wooten opposed).
- Chair Phillips requested the time that the Board went into Closed Session on 2-19 be noted in the minutes.

Motion seconded by Commissioner Garner.

Vote: 5-0

SPECIAL RECOGNITIONS AND AWARDS

Agriculture Extension Director Jack Loudermilk was presented with a plaque in appreciation and commendation for his 24 years of service to Yadkin County.

PUBLIC HEARING(S) OR ACTION TO SET A PUBLIC HEARING

Planning and Development Director Kim Bates requested a Public Hearing be set for the March 19, 2007 regular meeting of the Board of Commissioners, regarding proposed changes in the County’s subdivision regulations, related definitions, etc.

Commissioner Wooten apologized to Bates stating that he improperly handled information when this matter was first reviewed at the Board’s 2-19 meeting.

Motion made by Commissioner Cornelius to set the Public Hearing for the March 19 Regular Meeting was seconded by Commissioner Wagoner.

Commissioner Wooten expressed his concern regarding the decision due to confusion of information on the topic.

Bates stated that the tapes from the 12-2 Planning Board meeting had been thoroughly reviewed, and the Planning Board had agreed to recommend to the Board of Commissioners to adopt the proposed amendments to the County’s subdivision regulations, related definitions, etc.

Commissioner Cornelius strongly encouraged Commissioner Wooten to reconsider as the Board would only be setting a hearing date at that point.

It was also mentioned (by Mr. Williams and others) that there was a scheduled joint workshop between the Planning Board, Board of Adjustment and Board of Commissioners on 3-12, at which time the apparent confusion that was discussed could be clarified, the Boards could discuss matters of procedure, etc.

Vote: 4-1 (Wooten opposed)

BOARD APPOINTMENTS

Board appointments were postponed pending the arrival of Health Director Mike Reavis.

REPORTS/PRESENTATIONS TO THE BOARD

Wayne Matthews, Chair of the Local Criminal Justice Partnership Program addressed the Board regarding the background CJPP and recommended borrowing from the Council of Government three ankle bracelet monitors at no cost per bracelet, with a daily monitoring cost of \$1.28 each. The purchase of new bracelets would cost \$1,300 each. Matthews requested that the budget be adjusted to accommodate the cost of borrowing the bracelets for testing purposes prior to purchasing new ones. The overall success of the program in helping to reduce jail population, as well as favorable State monitoring results, was generally discussed. This report also clarifies the amount of the CJPP '07-'08 budget request, and anticipated funding, by the County.

Motion made by Commissioner Wooten to accept Matthews's recommendation and authorize CJPP to proceed was seconded by Commissioner Garner.

Vote: 5-0

BOARD APPOINTMENTS

Health Director Mike Reavis expressed the Board of Health's recommendation to add Ms. Clara Matthews, RN to the vacant position on the Board of Health. Ms. Matthews has previous experience in Infection Control at Hoots Memorial Hospital.

Motion made by Commissioner Wagoner to accept the recommendation to add Ms. Matthews to the Board of Health was seconded by Commissioner Wooten.

Vote: 5-0

Mike Reavis presented a roster of recommended members of the Family Planning Advisory Board for the Commissioners' approval as follows:

2007 Family Planning Advisory Board

Contact Information & Terms of Appointments

Chairman: Karin Dezern
PO Box 457
Yadkinville, NC 27055
kdezern@yadkincountync.gov
679-4203 ext. 3129
3 years

Co-Chair: Lisa Ivester
PO Box 457
Yadkinville, NC 27055
livester@yadkincountync.gov
679-4203 ext. 3025
3 years

April Pardue
PO Box 457
Yadkinville, NC 27055
healthync@yadtel.net
679-4651
2 years

Martha Powell
PO Box 457
Yadkinville, NC 27055
mpowell@yadkincountync.gov
679-4203 ext. 3030
3 years

Mike Reavis
PO Box 457
Yadkinville, NC 27055
mreavis@yadkincountync.gov
679-4203 ext. 3005
2 years

Maria Rubio
PO Box 457
Yadkinville, NC 27055
mariar27017@univision.com
679-4203 ext. 3022
3 years

Sarah Pinier (Student)
3609 Lime Road
Boonville, NC 27011
forbushswim89@yahoo.com
699-2027
682-0659
1 year

Tina Lineberry (DSS)
PO Box 548
Yadkinville, NC 27055
tlineberry@yadkincountync.gov
679-4210 ext. 3090
2 years

Becky Reavis
PO Box 457
Yadkinville, NC 27055
rreavis@yadkincountync.gov
679-4203 ext. 3002
1 year

Wynethia Martin (Student)
849-9988
1 year

Bryan Ijames
bigbbabybaby@yahoo.com
677-6801

Chris Hauser (Youth Pastor)
South Oak Ridge Baptist Church
chauser@triad.rr.com
463-3141 (Home)
961-4644 (FHS)
463-2629 (South Oak Ridge)

Janet Wilson (Counselor)
Forbush High School
janet.wilson@yadkin.k12.nc.us
961-4644 ext. 248
2 years

Motion by Commissioner Wooten to accept Family Planning Advisory Board roster as presented was seconded by Commissioner Garner.

Vote: 5-0

REPORTS/PRESENTATIONS TO THE BOARD, cont.

Health Director Mike Reavis discussed new State legislation which requires new well inspections for bacterial contamination and requested the Board's approval of increasing the well inspection fee to \$260 for new wells. The cost for pre-existing wells would be \$70+/- . The fee for new wells would cover the requirement for a staff member to oversee certain construction criteria to ensure prevention of water contamination. Reavis stated that due to current construction rates no new staff would be required at the present time. It is also expected (unless there is a dramatic upsurge of well inspections required) that there will also not be a need for additional staff devoted to this effort during upcoming '07-'08 budget.

Motion by Commissioner Cornelius to approve the proposed well inspection fee was seconded by Commissioner Wooten.

Vote: 5-0

Reavis requested two budget amendments for the Health Department. One regarding Susan G. Komen Grant funds received and another pertaining to additional State Environmental Health/Food and Lodging monies as follows:

Description	Account	Original	Increase/(Decrease)	Amended Budget
REVENUE				
BCCCP				
Susan G. Komen Grant	104515144185	4,700	20,000	24,700
EXPENSE				
BCCCP				
Komen Contract Services	105515151702	7,800	20,000	27,800

*Susan G. Komen Grant funds received to provide uninsured clients access to breast cancer screening and follow-up.

Description	Account	Original	Increase/(Decrease)	Amended Budget
REVENUE				
Environmental Health				
Food/Lodging	104518044214	750	1,650.75	2,400.75
EXPENSE				
Environmental Health				
Equipment	105518056010	3,300	600	3,900
Supplies	105518052010	6,500	600.75	7,100.75
Travel/Training	105518054010	8,000	450	8,450

- Additional State Environmental Health/Food and Lodging monies received to supplement supplies, equipment and travel.

Motion by Commissioner Wooten to accept both budget amendment was seconded by Commissioner Garner.

Vote: 5-0

Emergency Management Director Dale Trivette gave a brief overview of the Strategic National Stockpile (SNS) Plan and requested acceptance of persons authorized to sign an official request for delivery of emergency supplies.

Discussions occurred regarding whether or not the list of those authorized to sign was broad enough.

Motion by Commissioner Cornelius to authorize the Board of Commissioners Chairperson, the Vice Chairperson, any sitting Commissioner, the County Manager, the Emergency Management Director, the County Attorney and the Clerk to the Board as designees approved to make requests for supplies from the Strategic National Stockpile was seconded by Commissioner Wooten.

Vote: 5-0

To Whom It May Concern:

March 1, 2007

RE: Delegation of Authority-Yadkin County, NC
Supplies in Connection with the Strategic National Stockpile (SNS)

The following Yadkin County officials or personnel are authorized to make a request for medications, vaccines, medical supplies, or medical equipment from the Strategic National Stockpile (SNS), upon recommendation of the Yadkin County Health Director.

Chair, Yadkin County Board of Commissioners
Vice Chair, Yadkin County Board of Commissioners
Other Seated Commissioners, Yadkin County
County Manager, Yadkin County
Emergency Management Director, Yadkin County
County Attorney, Yadkin County
Clerk to the Board of Commissioners, Yadkin County
CC: Mr. J. Michael Reavis
Yadkin County Health Director

Clerk Certification: the above authorization was approved on a motion by Commissioner Cornelius, seconded by Commissioner Wooten and unanimously approved on a 5-0 vote at the Board of Commissioners' March 1, 2007 Meeting.

s/Kim Clark Phillips, Chair

s/Eric M. Williams, Interim Manager/Clerk

Emergency Medical Services Director Brent Hawks informed the Board of several problems pertaining to a faulty ambulance engine. Given that the engine has been rebuilt three times and the fact that some EMS agencies are considering a class action suit against Ford Motor Company, Hawks suggested three similarly priced options:

- Remount the ambulance box on a E-series chassis
- Remount the ambulance box on a Ford F-series chassis
- Remount the ambulance box on a GM chassis

Hawks recommended remounting the box on a GM chassis as the most favorable option. He also expressed concern that if the unit is out of service, the EMS service to the citizens may be compromised.

It was also discussed that taking this mid fiscal year action would avoid this needed expenditure being requested in the upcoming EMS budget for '07-'08.

Motion by Commissioner Wagoner to authorize to proceed with remounting the ambulance box from the unit in question onto a GM chassis was seconded by Commissioner Garner.

Mr. Williams asked if the vehicle would be under warranty upon remount and alerted all parties that an EMS budget amendment would be needed. Hawks replied the unit would be under a GM factory warranty and additional coverage by Northwest Emergency Vehicles as well.

Vote: 5-0

THE MEETING WAS RECESSED AT 10:30 A.M.

Tax Assessor Phyllis Adams introduced Mr. Don Mende from NexGen Web Services who delivered a detailed presentation of services offered by his company, and how many County departments, citizens and area industry can benefit by implementing the proposed system.

Moving forward with this matter required execution of a contract and needed reviews by the County Attorney were incomplete. Accordingly, and in concert with the County Attorney, Mende, Adams and Information Services Director Chris Shugart agreed to prepare the final document before end of meeting at which time the Board would make a decision on the matter.

Before Ms. Adams left on the matter above, a proposal was considered for Yadkin County to collect 100% of the town of Jonesville's property taxes at a County consideration rate of 2.5-3%. Other costs (such as conversion of delinquent tax data, etc.) would be paid to cover the actual cost. Jonesville had requested a proposal in this regard as soon as possible.

Following discussion, it was suggested (as opposed to placing a potential burden on the staff to negotiate back and forth) to advise Jonesville that the County would assume this responsibility for 3%.

Motion by Commissioner Cornelius to grant to Adams the capacity to negotiate with Jonesville on the matter was seconded by Commissioner Wooten.

Vote: 5-0

Parks and Recreation Director Joe Boyette reported to the Board of progress made by funds appropriated to the Parks and Recreation Department for the purpose of making improvements for handicapped access to Yadkin County Park areas. Boyette stated that some of the improvement projects were underway, but need to be completed, and that there are still many more improvements needed to bring all areas of the park up to code. Boyette requested a budget amendment to officially appropriate funds allotted to the Parks and Recreation Department, proceeds from the sale of County owned property, in order to complete the needed improvements. The following budget amendment was considered.

March 1, 2007

General Fund

Dept: Parks and Recreation

Description	Account Number	Original	Increase/(Decrease)	Amended Budget
Appropriated Fund Balance	1044000-49000	1,432,631.00	24,950.00	1,457,581.00
Handicapped Accessible Expenses	1056120-53011	- 0 -	24,950.00	24,950.00

To amend for the sale of the HUD house (in July of 2005) to be able to use the proceeds to make repairs at the park to make it more handicapped accessible as was designated by the Board of Commissioners.

Motion by Commissioner Cornelius to approve was seconded by Commissioner Wooten.

VOTE: 5-0

Chair Phillips presented an update to the Board on the progress made by the Jail Architect Selection Committee. The Jail Architect Interview Committee consists of Chairman Phillips, Commissioner Garner, Major Danny Widener, Mr. Roy Douglas, Mr. Joe Hennings and Mr. Williams. Phillips stated that the Committee recommends the firm of Moseley Architects in Charlotte and requested a motion to proceed with contract negotiations and report back when those negotiations were concluded.

Motion by Commissioner Cornelius to request a project contract was seconded by Commissioner Wagoner.

Commissioner Wooten expressed his desire to further investigate lower cost jail alternatives, citing the Governor Easley's plan to use education lottery funds to balance the North Carolina State Budget. Chair Phillips stated that whatever final project was agreed upon, the assistance of engineers and architects would be needed.

Vote: 4-1 (Wooten opposed)

MANAGER REPORTS/COMMENTS

Interim County Manager Eric Williams recommended that the Board make a decision on the issue of connecting the J. S. Myers concrete plant to the Courtney-Huntsville Road water line due to the point at which construction had been completed.

Commissioner Cornelius requested that Myers be contracted to complete his own plumbing if needed.

Chair Phillips entertained a motion to proceed with constructing the water line to the Myers concrete plant property and installing a fire hydrant at the location as well.

Motion by Commissioner Garner to proceed was seconded by Commissioner Cornelius.

Vote: 5-0

Williams addressed the Board concerning the progress of easement acquisitions relating to the several water and waste water projects underway. Williams stated that Assistant Finance Officer Dina Reavis, who is a Notary, had agreed to assist Project Engineer Ryan Habersang of Arcadis with visits to property owners' homes for the purpose of securing the final easements. Williams planned to disburse a final letter of notification requesting easements to the remaining property owners with the plan to complete the easement acquisition process by the end of March 2007. Further update reports will be presented to the Board on the progress.

Commissioner consensus was to proceed with Williams' plan as described.

Mr. Williams reported on several items such as the 1% County sales tax for the benefit of the school system, the roof of the Agriculture Extension building and inspections of water lines in the Mountain Crest Subdivision.

According to Williams two verbal bids and one written bid have been received to replace the water fountain in the Planning and Permits building. Todd Plumbing is the recommendation with a bid of \$800 to replace the fountain with a new unit.

Motion made by Commissioner Wooten to proceed with the replacement of the water fountain was seconded by Commissioner Garner.

Vote: 5-0

Williams continued with his report with comments regarding 1st Southwest Company as the County's Financial Advisor, position recruitment status for the Clerk to the Board vacancy, posted signs at the Animal Shelter and a letter received from the Social Security Administration marking its plan to close its office in Yadkinville.

Department of Social Services Income Maintenance Supervisor Tina Lineberry expressed her concerns about the close of the Social Security office and how it would affect the elderly in the community.

Chair Phillips suggested the Board write a letter to contest the office closure.

Motion by Commissioner Cornelius to disburse a written objection to the Social Security Administration and the County's Legislative Delegation if necessary was seconded by Commissioner Wooten.

Commissioner Garner pointed out that the letter received mentions moving to a new location when the Employment Security Commission relocates. Discussion ensued on options to relocate the Social Security office as well.

Vote: 5-0

COMMISSIONER COMMENTS

Commissioner Wooten expressed a desire to discuss an issue in Closed Session.

Chair Phillips made a request of Commissioner Wooten for proposals on the \$450,000 in budget cuts in preparation of the next year's budget. Commissioner Wooten said he did not have that prepared at the moment, but would meet with County Manager Williams in the next several days to discuss options.

THE MEETING RECESSED AT 12:35 P.M.

The revised contract between the County and NexGen was distributed, reviewed and found acceptable by the County Attorney. See contract insert on following pages (inserted pages 1-6).

Motion by Commissioner Cornelius to accept the revised contract with One Search for the services of NexGen was seconded by Commissioner Wooten.

Vote: 5-0

Motion by Commissioner Wooten to proceed to Closed Session was seconded by Commissioner Cornelius.

Vote: 5-0

The Board proceeded to Closed Session at 12:50 p.m.

Clerk to the Board